THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.18906 of 1997

Dated: 02.3.2007

Between:

C.Obulesu and others.

… Petitioners

AND

The A.P.S.R.T.C., rep by
Vice Chairman & Managing Director,
Musheerabad, Hyderabad.

And others.

… Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.18906 of 1997

ORDER:

In this writ petition the petitioners who were graduate conductors working in respondent Corporation at the time of filing of writ petition sought for the following relief in this writ petition:

> " It is therefore prayed that this Hon'ble Court may be pleased to call for the records from the respondents and issue a writ or direction more particularly one in the nature of writ of mandamus declaring that the orders issued by the respondent No.1 in proceedings No.Lr.II/264(9)-SM(IR) dated 14/15-9-1992 directing to withdrawal of graduate increments sanctioned to the graduate conductors who are appointed by transfer as Junior Assistants/Stenographers as illegal, unjust and contrary to law Section 9A of I.D.Act, Sec12(3) of I.D.Act and also violative of principles of natural justice and violative of Article 14,16, 21 of the Constitution of India and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

At the hearing of the case the learned Standing Counsel brought to the notice of this Court that a Division Bench of this Court by its order dated 7.8.2000 in W.A.No.202 of 1988, while allowing the writ petition permitted the similarly situated employees to avail the remedies of approaching the Labour Court. The learned counsel also placed a copy of the Division Bench order in Writ Appeal No.1138 of 1999 and Batch dated 21.2.2006 in which similar orders were passed

relegating the parties to Labour Court while directing maintenance of status quo. It is hereby directed that the said order shall be read as part of this order.

This writ petition is therefore disposed of in terms of order in Writ Appeal No.1138 of 1999 and Batch. The petitioners are permitted to approach the Labour Court within a period of eight (8) weeks from the date of receipt of a copy of this order.

The writ petition is disposed of accordingly. No order as to costs.

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C.V.NAGARJUNA REDDY,J

Dt:02.3.2007
Mdaa.